



*MJP*  
PATENT

Case Docket No. MERCURY.140A2  
Date: March 20, 2002

*H3*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Fraenkel, et al.

App. No. : 10/057,295 *1*

Filed : October 19, 2001

For : POST-DEPLOYMENT  
MONITORING AND  
ANALYSIS OF SERVER  
PERFORMANCE

Group Art Unit : 2152

) I hereby certify that this correspondence and all marked  
attachments are being deposited with the United States  
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2327, Arlington, VA 22202, on  
\_\_\_\_\_  
3-20-02  
(Date)  
Ronald J. Schoenbaum  
Ronald J. Schoenbaum, Reg. No. 36,297

TRANSMITTAL LETTER

United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

ATTENTION: BOX MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(f), which was mailed by the Office on March 6, 2002, enclosed are the following documents:

- (X) An executed Declaration by Inventor(s);
- (X) A Power of Attorney Form and Copy of Assignment;
- (X) A Notice to File Missing Parts;
- (X) A check in the amount of \$1,116.00 to cover the filing fees; and
- (X) A return prepaid postcard.



PATENT

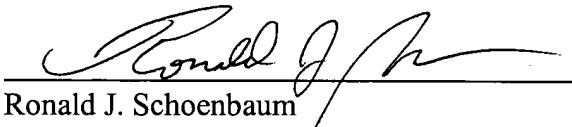
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Fees as calculated below:

FILING FEE	\$ 986.00
SURCHARGE 37 CFR 1.16(e)	\$ + 130.00
TOTAL FEES SUBMITTED HEREWITH	\$ 1,116.00

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.

  
Ronald J. Schoenbaum  
Registration No. 38,297  
Attorney of Record

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/057,295	10/19/2001	Noam Fraenkel	MERCURY.140A2

20995  
 KNOBBE MARTENS OLSON & BEAR LLP  
 620 NEWPORT CENTER DRIVE  
 SIXTEENTH FLOOR  
 NEWPORT BEACH, CA 92660

## FORMALITIES LETTER



\*OC000000007589335\*

Date Mailed: 03/06/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$246.
  - \$162 for 9 total claims over 20.
  - \$84 for 1 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The balance due by applicant is \$ 1116.

01 FC:101	740.00 QP
02 FC:103	162.00 QP
03 FC:102	84.00 QP
04 FC:105	130.00 QP

*A copy of this notice **MUST** be returned with the reply.*

*Tran clear*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE